



Missouri Board for Architects, Professional  
Engineers and Professional Land Surveyors

# *Dimensions*

VOLUME 1, ISSUE 1

APRIL 2001

## **CHAIRMAN'S LETTER**

*By: Paul Munger, P.E., Ph.D.*

I frankly do not remember the last time I prepared a message for the "Newsletter". It is something that is very important and I am completely aware of the many inquiries from licensees as to when to expect the next one. I hope that we will be able to mail one to you at least every six months, and we are planning to do just that.

The Board continues to address problems that affect our licensees and hopefully, we are making progress. We have requested an increase in most fees collected by the Board as our expenses have increased, just like everything else. We also are planning to promulgate rules that will require demonstration of continuing education in order to renew individual licenses, consistent with what is occurring in other states. This will enhance your ability to meet the requirements for renewal of engineering licenses in other jurisdictions.

We continue to stay busy with complaints we receive on an almost daily basis, in each division. And it

looks right now that we will grow with the addition of another division of the Board sometime next year when it is expected that landscape architects will come under the jurisdiction of the Board. That division will add three new members, although the division will have but one vote. Thus, the Board will have a total of 14 members.

The new administration took over the reins of state government January 8. Shortly before the end of January, the Governor announced a new Director of the Division of Professional Registration. Marilyn Williams, a former state representative from southeast Missouri became the new full-time Director of the Division of Professional Registration on January 22. I have found Marilyn to be a very gracious person, who possesses a lot of energy and is very dynamic. She has already demonstrated a high degree of willingness and effort to work with our Board and I believe that we will continue to find her to be a great person to work with, a person who has already shown a knack for working together as a team. We welcome that and look forward to tackling our work in the future with her support.

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## ARCHITECTURAL DIVISION LETTER

By: Vicki Noteis,  
Division Chair

The Architectural Division of the licensing board works hard on your behalf to not only address complaint cases from around the state and license new professionals, but also to review and explore issues that impact the changing practice of architecture such as electronic sealing and the growing use of design-build.

Since the licensing exam was computerized, applicants have the opportunity to take sections of the exam at their convenience and when they feel they are ready. Therefore, we approve applicants throughout the year, rather than the congestive process that was driven by the old June and December deadlines. In 2000, 211 architects became registered. If you have any questions about the exam process, feel free to call Jan Gilliam or me in the APELS office.

We also review the qualifications of numerous architects from other states and countries. These are called comity applications. Missouri is somewhat stricter than other states in granting reciprocity. We require, by statute, that architects must have taken the same exam required by Missouri at the time that architect passed the exam in their state of original licensure. When you associate with firms from out of state or with international firms, the architect of record for the project must be licensed in Missouri.

When an architect receives their license, they also receive a copy of Missouri Statute 327 and a copy of our rules. Please take time to read these documents and periodically review them. Most of our complaints stem from ignorance of the law. It is your professional responsibility to understand the rules and regulations that guide our practice. If you need an updated copy of the Board Statutes or Board Rules, please contact the office at (573)-751-0047 or by email [moapels@mail.state.mo.us](mailto:moapels@mail.state.mo.us). The Board Statutes and Board Rules can also be viewed on our website [www.ecodev.state.mo.us/pr/moapels](http://www.ecodev.state.mo.us/pr/moapels).

I also want to take this opportunity to let you know what a terrific job our APELS staff performs. They are knowledgeable about our 3 professions and do a great deal of work with few resources. A public thanks to the staff!

## PROFESSIONAL ENGINEERING DIVISION LETTER

By: Donald L. Hiatte,  
Division Chairman

As Design Professionals we are, or at least should be, proud of the work we do that improves the quality of life of those we serve. However, as members of a "Learned Profession" we must also accept the responsibilities of our efforts. We as a group have encouraged our governing bodies to adopt Laws, Rules and Regulations to assist us in expressing our knowledge and abilities as we assume our responsibilities to society.

Chapter 327, Revised Statutes, Missouri (RSMo) is the State Law that governs the practice of Architecture, Professional Engineering and Professional Land Surveying in Missouri. In accordance with Section 327.041.2, the Missouri Board for Architects, Professional Engineers and Professional Land Surveyors "shall adopt, publish and enforce rules and regulations of professional conduct which shall establish and maintain appropriate standards of competence and integrity in the Professions". The Rules are set forth in the *Rules of the Missouri Board for Architects, Professional Engineers and Professional Land Surveyors -- Revised September 1999*. Chapter 2 of the Rules (4 CSR 30-2.010, Section 1) states "Each person licensed pursuant to Chapter 327, RSMo, is required to be familiar with Chapter 327 RSMo and the Rules of the Missouri Board for Architects, Professional Engineers and Professional Land Surveyors.

With the preceding serving as background information, it is appropriate that we discuss how the Design Professional can ensure their work and professional integrity are not discredited. Each of us in writing a memo, letter or other such document will always use our signature as a means of authenticity. Don't we also need a means to ensure our design documents are authentic? This type of provision is in Chapter 327 in the form of the use of a *Personal Seal and Signature* of the Professional.

Chapter 327, Section 411 relates specifically to the personal seal and how and when it is to be used. Part 1 of this Section states: "Each licensed architect, professional engineer and

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professional land surveyor shall have a personal seal in a form prescribed by the Board, and he or she shall affix the seal to all final documents including, but not limited to, plans, specifications, estimates, plats, reports, surveys, proposals and other documents or instruments prepared by the licensee, or under such licensee's immediate personal supervision, and such licensee shall be held responsible for the contents of all such documents sealed by such licensee." Part 3 of this Section addresses the use of "disclaimers" and if used how they are authenticated by the licensee.

Additional information concerning how to use the seal is found in Chapter 3 of the Rules, Revised September 1999, (4 CSR 30-3.020 for architects, 30-3.030 for professional engineers and 30-3.040 for professional land surveyors). Each licensed professional shall secure at his or her expense a personal seal as described in the rules, Chapter 3, Part 1 of Section 30-3.020, 30-3.030 or 30-3.040. The professional in using the seal "shall affix his/her signature on and through his/her seal and place the original date under the seal". Additional information concerning the use of the seal, such as which sheets are to be sealed, how revisions are to be handled and how and when disclaimers are to be used are also included in Chapter 3 of the Rules.

The use of electronic seals and signatures is also being considered by Missouri as well as many other states. Recognizing the need for uniformity in this arena, the National Council of Examiners for Engineering and Surveying (NCEES) has caused a study to be completed on this issue. Our Missouri Board also has a Task

Force that is reviewing available data and upon completion of their study will recommend how we might implement the use of the electronic seal and signature.

We as design professionals recognize that our primary obligation is to protect the safety, health, property and welfare of the public. Through the use of our seal, we are indicating to the public and our clients that we have performed our service with reasonable care and competence and have applied the technical knowledge and skill which are ordinarily used by licensed architects, professional engineers and professional land surveyors in Missouri. Therefore, in accordance with Chapter 327 RSMo we are to use our personal seal on **ALL** final documents we prepare or that have been prepared under our supervision whether our client requires we seal the documents or not. Therefore, use **YOUR SEAL** in accordance with Chapter 327 RSMo and the accompanying rules.

## LAND SURVEYING DIVISION LETTER

*By: James S. Anderson,  
Division Chairman*

In meeting with surveyors around the state, the Land Surveying Division frequently hears from people who are concerned about unlicensed persons practicing surveying. Based on the complaints received by the Board, this concern appears justified. At the most recent board meeting, 25 of the complaints reviewed by the Board were surveying related. Of those 25 complaints, 10 involved the alleged unlicensed practice of surveying. Forty percent, nearly half, of the surveying complaints dealt with unli-

censed practice.

Many states are able to discourage unlicensed practice by fining the person responsible. Since Missouri's laws do not allow the Board to fine either licensed or unlicensed practitioners, that remedy is not available. Chapter 327 says that a person who practices without a license is "guilty of a class A misdemeanor", but enforcement of this law can be difficult. The statute does not give the Board enforcement power, so typically these cases are referred to a local prosecutor. Understandably, a case of practicing surveying without a license may not have the importance of other cases the prosecutor may be dealing with. As a result, the priority of a case of unlicensed practice may be low.

Recently, the Board was successful in a different type of enforcement. After determining that an unlicensed person had provided surveying services, the Board contacted the Consumer Protection Division of the Attorney General's office. As a result of their efforts, the court awarded restitution of \$33,386.45 to the victims and \$3,338 to the Merchandising Practices Fund of Missouri. This action may be more effective than a fine since the money is actually returned to the damaged parties.

Unlicensed practice is harmful to the public and to the licensed surveyor. As professionals, we should do what we can to prevent it!

Another item of concern to the Land Surveying Division is the recent proliferation of survey "brokers". Is either

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the survey broker or the local land surveyor who works with the broker in violation of Missouri laws? There are two excerpts in our current statutes and regulations, which indirectly touch upon these relationships. The first is the statute [RSMo 327.401(2)] requiring that any domestic or foreign corporation obtain a Certificate of Authority from the Board. This certificate is available to corporations having a Missouri Licensed Surveyor in responsible charge for an annual fee of \$120 (soon to be increased to \$200). Any corporation offering to provide surveying services within the state must, by law, have the certificate.

Secondly, under the Code of Professional Conduct, [4 CSR 30-2.010(10)] a licensee "... shall not offer, give, solicit or receive, either directly or indirectly, any commission, contributions or valuable gifts, in order to secure employment ...". In the case of a local surveyor obtaining work from a survey broker in return for a commission or finder's fee, it may well be a violation of our regulations. The code goes on to say that "This provision is not intended to restrict in any manner the rights of a registrant to ... pay commission, percentage or brokerage fee to a bona fide employee or bona fide established commercial or marketing agency employed by the registrant." The question here then, is who is hiring whom? If the broker offers to provide surveying services in the State of Missouri, and then solicits proposals from Missouri Licensed Surveyors for a percentage of the fee, both the bro-

ker and the local surveyor may be in violation of state rules.

On the other hand if the broker is not offering to provide surveying services, but is simply acting as an agent to acquire such services for a client at no charge to the local surveyor, then this would not constitute a violation. Unfortunately there isn't always a clear distinction as to whether a broker is offering surveying services or offering to obtain surveying services for a third person. For the local surveyor considering such employment, a consideration would be the broker's requirements for publication of results. If the broker requires that the local surveyor prepare a plat with the broker's title block or letterhead, then the broker is obviously taking credit for providing the service, and should be a holder of a Certificate of Authority. Likewise, if the broker makes any changes to the plat after it leaves the local surveyor, then there is clearly a violation.

With the advent of the Internet, new and non-traditional methods of supplying goods and services have proliferated. As with most professional decisions, it is up to the individual surveyor to determine whether he should accept work from a survey broker. There are many reputable survey brokers who are acting as agents and offer a genuine service to both the owners and surveyors. It is the Professional Land Surveyor who must determine whether their activities are professional and within the limits of our licensing laws.

## **BOARD FINANCIAL UPDATE**

According to the Board's Fiscal Year 2000 (ending June 30, 2000) financial summaries, a total of \$760,234.37 was received in total revenue. The majority of this revenue for this year was biennial license renewals for Architects and Land Surveyors, (Engineers are the largest group but renewed during odd biennial years) as well as other registration application, examination and comity fees.

Fiscal Year 2000 expenses totaled \$1,036,889.13. which was disbursed between board member payroll and staff payroll, 24%, Board direct expense & equipment, 40%, and cost transfers for centralized services, 36% which include rent, administration, Management Information Systems, Hancock Amendment Assessments, State Legal Costs, Board Staff Employee Fringe Benefits, and refunds.

Since the Board expenses exceeded the revenue for this fiscal year, the Board cash reserve was reduced from \$374,616.99 to an ending balance of \$97,962.23. Projections of revenues of the high and low revenue for the next 5 years required the Board to request fee increases to cover possible deficit future years. The new fee schedule is shown on Page 11 of this newsletter. The Board is also considering possible actions to even out the revenue problems of the high and low biennial license years.

## 2000 YEAR END REPORT

### NUMBER OF ARCHITECTURAL EXAMINATIONS

#### ADMINISTERED:

Architectural Registration Examination

Jan. 1, 2000 - December 31, 2000

- Pre-Design
  - 46 Candidates
  - 36 Passed
  - 10 Failed
- Site Planning
  - 46 Candidates
  - 31 Passed
  - 15 Failed
- Building Planning
  - 62 Candidates
  - 32 Passed
  - 30 Failed
- Building Technology
  - 49 Candidates
  - 38 Passed
  - 11 Failed
- General Structures
  - 53 Candidates
  - 41 Passed
  - 12 Failed
- Lateral Forces
  - 48 Candidates
  - 42 Passed
  - 6 Failed
- Mechanical & Electrical Systems
  - 49 Candidates
  - 40 Passed
  - 9 Failed

- Materials & Methods
  - 57 Candidates
  - 55 Passed
  - 2 Failed
- Construction Document Service
  - 42 Candidates
  - 40 Passed
  - 2 Failed

### NUMBER OF ENGINEERING EXAMINATIONS

#### ADMINISTERED:

Principles & Practice of Engineering Examinations  
(April, 2000 and October, 1999)

- 498 Candidates
- 215 Passed
- 283 Failed

Fundamentals of Engineering Examinations  
(April, 2000 and October, 1999)

- 992 Candidates
- 695 Passed
- 297 Failed

### NUMBER OF LAND SURVEYING EXAMINATIONS

#### ADMINISTERED:

Principles and Practice of Land Surveying Examinations  
(April, 2000 and October, 1999)

- 37 Candidates
- 27 Passed
- 10 Failed

Missouri Specific of Land Surveying  
(April, 2000 and October, 1999)

- 54 Candidates
- 35 Passed
- 19 Failed

Fundamentals of Land Surveying Examinations  
(April, 2000 and October, 1999)

- 45 Candidates
- 22 Passed
- 23 Failed

### NUMBER OF REGISTRATIONS GRANTED BY COMITY:

Architectural - 171  
Engineering - 445  
Land Surveying - 9

### NUMBER OF CORPORATE CERTIFICATES OF AUTHORITY ISSUED:

Architectural - 66  
Engineering - 86  
Land Surveying - 12

### TOTAL OF MISSOURI LICENSEES AS OF DECEMBER 31, 2000:

Architects 4,469  
Professional Engineers 15,582  
Land Surveyors 899  
Total Individual Licensees 20,950

Architectural Corporations 455  
Engineering Corporations 879  
Land Surveying Corporations 198  
Total Corporate Licenses 1,532

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**STATISTICS FOR 2000****COMPLAINTS: (Pending at Beginning of 2000 - 101)****Breakdown of New Complaints Filed in 2000**

Unregistered persons practicing architecture	7
Unregistered persons practicing architecture and engineering	0
Unregistered persons practicing engineering	15
Unregistered persons practicing land surveying	2
Architects practicing engineering	0
Engineers practicing architecture	2
Engineers practicing land surveying	0
Land Surveyors practicing engineering	0
Architects charged with unprofessional conduct	1
Engineers charged with unprofessional conduct	0
Land Surveyors charge with unprofessional conduct	0
Architects disciplined in another state	0
Engineers disciplined in another state	0
Land Surveyors disciplined in another state	0
Federal Exemption Clause	0
Offering architectural services without a Corporate Certificate of Authority	1
Offering engineering services without a Corporate Certificate of Authority	3
Offering land surveying services without a Corporate Certificate of Authority	3
Architects/Engineers charged with fraud, incompetency or negligence	16
Land Surveyors charged with incompetent surveys, inaccurate surveys, or Surveyors that do not meet Minimum Standards	7
Failure to Provide Immediate Personal Supervision	<u>6</u>

***Total Number of New Complaints filed in 2000 - 63*****Breakdown of Complaint Files Closed In 2000**

Formal censure based on cause of discipline	0
Placed on probation	1
Suspensions	0
Suspension followed by probation	0
Injunction obtained	1
Insufficient evidence of violation, no action taken	23
License revoked	0
Not within the jurisdiction of the Board	6
Satisfactory completion of probation	0
Voluntary surrender of license	0
Complaint was withdrawn by complainant	0
Corporate Certificate of Authority was obtained	5
Individual agreed to NOT renew license in lieu of discipline (Inactive Status)	0
Application for reregistration was denied	0
Acceptance of settlement offer	1
Per decision of the court	0
Voluntary reporting completed	0
Written assurances to either cease and desist or to comply w/Chapter 327 Received	26
Letter from Board advising of violation but no action taken	18
Letter of Reprimand	1
Federal Exemption Clause	0
Other Action	<u>7</u>

***Total Number of Complaint Files Closed in 2000: 89***

## **TEN DIGIT LICENSE NUMBERS FOR NEW LICENSEES ONLY**

The Division of Professional Registration started using the new 10 digit licensing system in September of 1999 and it will only affect those licensees from that time forward. Old licensees will not be converted. In addition, the new numbers are issued sequentially to any licensee in the Division so there will not be groups of any one profession.

## **NEW FORMAT FOR THE PE EXAMINATION**

The October 1998 examination administration ushered in the first Principles and Practice of Engineering (PE) examinations to be offered in a no-choice, all multiple-choice format for certain disciplines. This format will be adopted for most PE examinations over the next few years. A no-choice format in conjunction with multiple-choice questions permits the use of statistical tools such as equating. This ensures that the same standard is applied over time with the result that a candidate's opportunity for passing remains constant regardless of when the examination is taken.

The PE examinations in Control Systems Engineering and Nuclear Engineering, which adopted the format in October 1998, were joined in October 1999 by the examinations in Environmental Engineering, Fire Protection Engineering, Industrial Engineering, Petroleum Engineering, and Ship Design Engineering, which is a new exam that is being offered. In October 2000, this new format was used for the civil examination and other examinations will follow suit in subsequent years.

The no-choice, all multiple-choice format has been used successfully for many years on the Fundamentals of Engineering, Fundamentals of Land Surveying, and Principles and Practice of Land Surveying examinations. Passing rates on these examinations have been very stable over time.



## **NCEES NEW EXAMINATION REVIEW POLICY**

The National Council of Examiners for Engineering and Surveying will no longer be allowing review of failed examinations. This change comes with the phase-out of essay problems on the examinations. The review of essay problems was allowed by those who failed the examination because there was an element of subjectivity in scoring such problems.

NCEES will be repeating some questions from exam to exam in order to ensure that the pass rate does not fluctuate because of varying examination difficulty. Allowing failing examinees to review their exam would give them a second opportunity to familiarize themselves with questions they may encounter again giving them an unfair advantage over first-time examinees.

NCEES will be sending a report for each failing examinee that provides data on their performance on each of the topics on the examination. The report will show the number of questions answered correctly allowing the examinee to identify areas of weakness.

There are two disciplines of the professional engineering examination which still include essay questions: electrical engineering and mechanical engineering. Examinees who choose either of those disciplines and fail will still be allowed to review the essay portion of their examination. These two disciplines are scheduled to have the essay questions phased out within the next two years at which time, review will not be allowed.

## **MS. KEMPKER NAMED ACTING EXECUTIVE DIRECTOR**

Milton Barr, Executive Director for the Missouri Board for Architects, Professional Engineers and Professional Land Surveyors resigned his position on Tuesday, February 6, 2001. Judy Kempker, a 10-year veteran of the Board, was named Acting Executive Director.

## SPOTLIGHT ON BOARD STAFF

Whenever you call the Board office, you will speak to a member of our highly trained staff. Provided below are the names and titles of the individuals employed by the Board along with their length of service.

Judy Kempker, Acting Executive Director  
Employed with the Board since November 19, 1990

Michael Perry, Board Investigator  
Employed with the Board since October 7, 1996

Sandy Robinson, Clerk-Steno III  
(Complaint Coordinator)  
Employed with the Board since October 6, 1997

Nancy Plaster, Licensing Technician II  
(Processes Applications)  
Employed with the Board since May 26, 1981

Sharon Snodgrass, Licensing Technician I  
(Corporations Clerk)  
Employed with the Board since August 17, 1987

Jan Gilliam, Clerk-Steno II  
(Examinations Coordinator)  
Employed with the Board since August 6, 1996

Tammy Weber, Account Clerk II  
Employed with the Board since October 21, 1999

Karen Payne, Receptionist  
Employed with the Board since December 5, 2000

As you can see, there are a number of employees who have a very long tenure with the Board. These employees are always willing and able to professionally assist you in any way they can.



## SOME CURRENT BOARD ISSUES

At its February meeting, the Board considered followup issues from the November meeting on the following:

Fee Increase - Update on administrative rule change for new fees.

New Renewal Cycle Plan - Plan to even out biennial revenue problems of high/low cycles.

National Council Exam Administration Services - Review plan for using the national services.

## SPENDING YOUR MONEY WISELY...

We learned, just before going to press, that the Board could save a considerable amount of money if we did not send a copy of the newsletter to every corporation who holds a Corporate Certificate of Authority to practice in Missouri. The savings would equate to a sizeable amount, too much for the Board not to consider asking a favor of its licensees, especially those licensed persons who are listed on Corporate Certificates of Authority as the Missouri licensed architect, engineer or surveyor who is responsible for the applicable practice in this state. Each corporation is required under Section 327.401.2.(1) RSMo to assign responsibility for the proper conduct of all its architectural, engineering or land surveying activities to a licensee authorized to practice architecture, engineering or land surveying in Missouri. Being aware that every corporation authorized to practice in Missouri has such a person in its employment, the decision was made to not send the newsletter to corporations in order to realize the savings. Rather, the Board asks that those persons who are listed as being responsible for the practice of each of the professions share the newsletter with others in the firm who may not receive personal copies by mail. The Board also plans to make its newsletter available for viewing via its website ([www.ecodev.state.mo.us/pr/moapels](http://www.ecodev.state.mo.us/pr/moapels)).

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## **SPENDING YOUR MONEY WISELY... Continued**

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Another way of cutting cost comes from not having to pay additional postage in forwarding copies to licensees who have moved but failed to keep the Board apprised of their correct address. This points out the importance of letting the Board office know as soon as possible when someone changes their address. After a short period of time, mail is no longer forwarded to new addresses. With over 22,000 licensees, and with a number of them moving each year, we find that we usually have a considerable amount of

mail returned to us. We have calculated that if the normal number of newsletters were returned to our office because of incorrect addresses, and additional efforts were made to reach those who have moved to new addresses, the cost would be significant. This is the reason for our request to those of you in corporations who become aware of anyone who does not receive a newsletter because of an inaccurate mailing address, that you please share a copy with them or at least direct them to our website. At the same time, the Board would ask everyone's assistance in encouraging any

licensee who moves to notify the Board office immediately of an address change so that we can maintain accurate information in our files.

The next time we print a newsletter, we would hope that bringing this to everyone's attention would help avoid a situation that could result in considerable cost to the Board and ultimately, to you. The Board constantly works diligently at operating in a fashion that minimizes its cost, and helping us in this way will benefit all of us.

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## **CONGRATULATIONS TO THOSE WHO HAVE RECENTLY PASSED THE NCEES PRINCIPLES AND PRACTICE OF LAND SURVEYING EXAMINATION AND/OR MISSOURI STATE SPECIFIC EXAMINATION**

Brown, Robert Lance  
Chick, Loran T.  
Clayton, Joseph Edward  
Gebhardt, Jay Alan  
Martin, Joseph Douglas  
May, Jason A

Parker, Bryan Lewis  
Price, Michael W  
Richeson, Kurt  
Sater, Michael A  
Strouse, Randy L  
Yakle, Johnny R

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## **CONGRATULATIONS TO THOSE WHO HAVE RECENTLY PASSED THE NCEES PRINCIPLES AND PRACTICE OF ENGINEERING EXAMINATION**

Abo Alnoor, Tarek A.  
Anderson, Melissa A.  
Barbour, Jeanine Andrea  
Barnes, Kevin J.  
Baudendistel, Theodore Anthony  
Berger, Randolph E.

Bilbrey, Daniel Richard  
Bitterman, Scott A.  
Bodeen, David Duane  
Boenisch, Paul C.  
Boschert, Jeffrey J.  
Brefo, Stephen

Brose, Michael J.  
Bross, Mark C.

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## CONGRATULATIONS TO THOSE WHO HAVE RECENTLY PASSED THE NCEES PRINCIPLES AND PRACTICE OF ENGINEERING EXAMINATION Continued

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Brown, Daniel L.  
Broyles, Timothy Sinton  
Bruhl, Jakob Christian  
Bruner, Jonathan D.  
Bruns, Thomas M.  
Burgoon, Roger L.  
Byrd, Michael James  
Campbell, Steven V.  
Chancellor, Christopher Olen  
Chapman, Larry J.  
Chen, Xiaoli  
Cherney, James Michael  
Collins, John P.  
Collins, Timothy J.  
Coltrane, Luke A.  
Colvin, Steven Mark  
Combs, Gordon Jason  
Cox, Lowell Dennis  
Crowe, James P.  
Dancey, Thomas Bryan  
Davies, Justin Timothy  
Della, Brian Joseph  
DiMisa, Richard Matthew  
Ecker, Michael Alan  
Ewens, Jeffrey L.  
Fuentes, Juan Alberto Tello  
Gardner, G. Curtis  
Gash, Richard James Henry  
Giddens, Timothy L.  
Giesmann, April Morgen  
Giesmann, Craig J.  
Graham, Thomas Keith  
Grant, Charles Benjamin  
Gummersheimer, Daniel A.  
Gunn, Robert Edward  
Hahn, Philip R.  
Hall-Crowson, Christa R.  
Harbison, Cary G.  
Hartfiel, Mark Alan  
Haverdink, David E.  
Hentschel, Gregory Paul  
Hess, Brian David  
Hilliard, Robert Adams

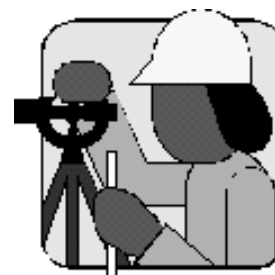
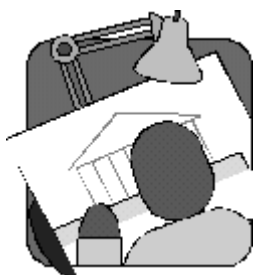
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Houdeshell, D. Dean  
Hsiung, Paul H.  
Hulett, Christian W.  
Jarvis, Clifford S.  
Johnson, David P.  
Judge, R. Patrick  
Kano, Igor L.  
Kiehne, Chad Thomas  
Kilgore, Jason W.  
Kirchner, Eric Scott  
Kloiber, Jr., Mike L.  
Krawczyk, Michael Allen  
Krypciak, Joseph E.  
Kuster, Stephen Joseph  
Kutilek, Fred  
Lehr, Roger A.  
Lenczycki, David T.  
Leon, Stephanie A.  
LePage, Stephen Douglas  
Lienemann, Sharon F.  
Linares-Mestanza, Ney S.  
Lobberecht, Laura A.  
Lobberecht, Theodore J.  
Lowry, Patrick S.  
Lucas, III, Robert B.  
Luebke, Paul William  
Maltagliati, Paul Gerard  
Marti, Kevin K.  
Martin, Duane E.  
Maskil, Terrance Patrick  
McGinnis, Daniel W.  
McKean, Laurel Ann  
Mears, Joseph Aaron  
Mehta, Sandeep  
Mobley, Charles E.  
Moore, Anthony J.  
Mosley, Donna Joaquin  
Murawski, Thomas E.  
Nobis, Jamie Brant  
Noll, Walter A.  
Ovanic, Jason  
Palen, Stephen J.  
Parker, John D.  
Pickett, II, Lawrence R.

Prins, Bryan D.  
Quick, Keith  
Randolph, Stephen  
Reagan, John Paul  
Renetzky, David W.  
Renfert, David A.  
Rucereto, Dominick V.  
Russell, Mark D.  
Sander, Christopher M.  
Sawyer-Sagehorn, Leslie  
Schell, Mark R.  
Schirmer, Michael Lee  
Schmidt, Brian Anthony  
Schmidt, Jonathan Dennis  
Schroeder, Kurt David Christian  
Schultz, Steven Ray  
Shafer, Jason E.  
Shaw, Douglas E.  
Sheriff, Server Sikander  
Sims, Steven Daniel  
Skikas, Steven W.  
Smith, J. Rodney  
Smith, Jeffrey Robb  
Smith, Robert  
Sneed, Brad A.  
Spickelmier, Michael W.  
Steger, Kurt Richard  
Stiegemeier, Tom H.  
Stokes, Daniel F.  
Tener, Scott Duane  
Thompson, Chad Collard  
Titus, Sean Phillip  
Tomasula, David P.  
Treska, Joseph D.  
Tsai, John C.  
Tuttle, Allison L.  
Van Deusen, Janice M.  
Van Dyne, David G.  
Vaughn, Brent M.  
Waldron, Jason L.  
Walker, Esther Kwabea  
Walkup, Daryl Dean  
Wibbenmeyer, Linda Kaye  
Winkler, Robert Michael  
Wolfe, Anna M.

## NOTICE OF FEE INCREASES

The following fee rates will become effective on May 30, 2001. If your renewal, application, or request for certifications is not filed (received) in this office by May 29, 2001, please be guided by the new fee schedule:

Architectural Application Filing Fee - Comity	\$200.00
Architectural Application Filing Fee - Examination	\$100.00
Professional Engineer Application Filing Fee - Comity	\$200.00
Professional Engineer Application Filing Fee - Examination	\$200.00
Land Surveyor Application Filing Fee - Comity	\$200.00
Land Surveyor Application Filing Fee - Examination	\$200.00
Land Surveyor Missouri Specific Examination	\$100.00
327.391 Application Fee	\$200.00
Engineer Intern Application Fee	\$ 50.00
Land Surveyor-in-Training Application Fee	\$ 70.00
Individual Renewal Fee	\$100.00
Individual Reinstatement Fee	\$150.00
Individual Reregistration Fee	\$200.00
Corporate Application Fee	\$300.00
Corporate Renewal Fee	\$200.00
Corporate Reinstatement Fee	\$250.00
Corporate Reauthorization Fee	\$300.00
Certification Fee	\$ 10.00
Duplicate Certificate License Fee, or both	\$ 10.00
Architectural Routing Fee	\$ 25.00
Out of State Proctor Fee	\$100.00
Evaluation of Non-Accredited Engineering Degrees	\$300.00
Professional Engineer Reexam Fee	\$150.00
Engineer Intern (Fundamentals of Engr.) Reexam Fee	\$100.00
Land Surveyor Missouri Specific Reexamination Fee	\$ 75.00
Principles & Practice of Land Surveying Reexam Fee	\$150.00
Land Surveyor-in-Training (Fundamentals of L.S.) Reexam Fee	\$100.00



## DISCIPLINARY ACTIONS

### Revocation

*Disclaimer: Every effort has been made to ensure that the following enforcement information is correct. However, this information should not be relied upon without verification from the Board office. It should be noted that the names of companies and individuals listed may be similar to the names of the parties who have not had enforcement actions taken against them. Discipline orders are public data and copies may be obtained by contacting the Board office.*

**AQUILLA W. WHEADON, E-12138**  
Evanston, Illinois

License was revoked effective March 5, 1997.

**CAUSE FOR DISCIPLINE:** Section 327.441.2(2), Mr. Wheadon has been finally adjudicated and found guilty, or entered a plea of guilty or nolo contendere, in a criminal prosecution under the laws of any state or of the United States, for any offense reasonably related to the qualifications, functions or duties of any profession licensed or regulated under Chapter 327 RSMo, for any offense an essential element of which is fraud, dishonesty or an act of violence, or for any offense involving moral turpitude, whether or not sentence is imposed.

**JOSEPH LAWRENCE BAUERS, E-15642**  
Kansas City, Missouri

License was revoked effective September 9, 1997.

**CAUSE FOR DISCIPLINE:** Section 327.441.2(2), Mr. Bauers has been finally adjudicated and found guilty, or entered a plea of guilty or nolo contendere, in a criminal prosecution under the laws of any state or of the United States, for any offense reasonably related

to the qualifications, functions or duties of any profession licensed or regulated under Chapter 327 RSMo, for any offense an essential element of which is fraud, dishonesty or an act of violence, or for any offense involving moral turpitude, whether or not sentence is imposed.

**HARRY ALBERT WILSON, E-14056**  
St. Louis, Missouri

License was revoked effective June 9, 1998. But the revocation was stayed by order of the St. Louis City Circuit Court on June 29, 1998. The Circuit Court's stay allowed Mr. Wilson to maintain his registration as a professional engineer; however, he was prohibited from affixing his engineering seal to any plans, drawings or other documents. Subsequently, on May 5, 1999, the Circuit Court entered an order affirming the Board's revocation of Mr. Wilson's license and denying Mr. Wilson's petition for judicial review. The official date of revocation: May 5, 1999.

**CAUSE FOR DISCIPLINE:** Violation of probation imposed pursuant to a Disciplinary Order.

*Continued on Page 13*



## Revocation Continued

*Continued from Page 12*

**ROBERT A. VOLZ, E-7852**  
St. Louis, Missouri

License was revoked effective August 19, 1998.

**CAUSE FOR DISCIPLINE:** Mr. Volz violated the terms of his Disciplinary Order by continuing to practice engineering while his license was suspended. A temporary restraining order was issued on April 7, 1998.

**KEN HERRING, LS-1637**  
Leavenworth, Kansas

License was revoked effective February 28, 2001.

**CAUSE FOR DISCIPLINE:** Section 327.441.2(5), by demonstrating incompetency, misconduct, gross negligence, fraud, misrepresentation or dishonesty in the performance of the functions or duties of any profession licensed or regulated by this chapter; Section 327.441.2(8), based on disciplinary action against the holder of a license or a certificate of authority or other right to practice any profession regulated by this chapter granted by another state, territory, federal agency or country upon grounds for which revocation or suspension is authorized in this state; and, Section 327.441.2(14), by using advertisement or solicitation which is false, misleading or deceptive to the general public or persons to whom the advertisement or solicitation is primarily directed.

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## Suspension/Probation

**WILLIAM S. BRUNJES, E-16546**  
Union, Missouri

License placed on probation for a period of one year which commenced May 24, 2000 and ends May 23, 2001.

**CAUSE FOR DISCIPLINE:** Unauthorized practice of architecture.

**JOHN A. COOPER, A-2418**  
Lake Ozark, Missouri

License placed on probation for a period of five years which commenced September 19, 2000 and ends September 18, 2005.

**CAUSE FOR DISCIPLINE:** Sections 327.441.2(5) and (13), RSMo.

**EUGENE A. FRIBIS, E-17109**  
St. Louis, Missouri

Licensed placed on probation for a period of four years which commenced July 1, 2000 and ends June 30, 2004.

**CAUSE FOR DISCIPLINE:** Sections 327.441.2(6) and (13), RSMo.

*Continued on Page 14*



## Suspension/Probation Continued

*Continued from Page 13*

**MARY ANN MILLER, A-5865**  
**d/b/a MAM ARCHITECTURE**  
Kansas City, Missouri

License placed on probation for a period of one year which commenced November 16, 2000 and ends November 15, 2001.

**CAUSE FOR DISCIPLINE:** Failed to perform duties of an architect, per an AIA Agreement, such as correctly approving pay requestes from the contractor and in drafting professionally competent plans, pursuant to Sections 327.441.2(5) and (13), RSMo.

**RALPH DOUGLAS TATE, E-17940**  
Springfield, Missouri

License was suspended for a period of two years followed by a probationary period of five years. Suspension commenced July 7, 1998 and ended July 6, 2000. Probation commenced July 7, 2000 and ends July 6, 2005.

**CAUSE FOR DISCIPLINE:** Section 327.441.2(5) by demonstrating incompetency, misconduct, gross negligence, fraud, misrepresentation or dishonesty in the performance of the functions or duties of any profession licensed or regulated by Chapter 327; Section 327.441.2(6) by assisting or enabling any person to violate, any provision of Chapter 327, or of any lawful rule or regulation adopted pursuant to this chapter; Section 327.441.2(13) violation of any professional trust or confidence.

**JAMES L. WURM, LS-462**  
Clayton, Missouri

License placed on probation for a period of five years which commenced March 25, 1998 and ends March 24, 2003.

**CAUSE FOR DISCIPLINE:** Violation of Disciplinary Order.

**JAMES ENGINEERING & SURVEYING COMPANY, INC., LS-129-D**  
Clayton, Missouri

Corporate Certificate of Authority placed on probation for a period of three years which commenced March 25, 1998 and ends March 24, 2001.

**CAUSE FOR DISCIPLINE:** Violation of Disciplinary Order.

**THOMAS LEE LASKARIS, A-5257**  
Nixa, Missouri

License placed on probation for a period of 4 years which commenced ono February 14, 2001 and ends February 13, 2005.

**CAUSE FOR DISCIPLINE:** Section 327.441.2(5) by demonstrating incompetency, misconduct, gross negligence, fraud, misrepresentation or dishonesty in the performance of the functions or duties of any profession regulated by this chapter; Section 327.441.2(6) by assisting or enabling any person to violate any provision of Chapter 327, or of any lawful rule or regulation adopted pursuant to this chapter; and, Section 327.441.2(13) violation of any professional trust or confidence.

## Injunctions

### **C. ALLYN BURT, Not Registered and MOLANDCO DESIGN, INC., Not Registered**

Webb City, Missouri

On November 21, 2000, Mr. Burt and Molandco Design, Inc. were enjoined from engaging or offering to engage in the practice of architecture, as defined in Section 327.091, RSMo, or the practice of professional engineering, as defined in Section 327.181, RSMo, unless and until the Board issues the appropriate license to Mr. Burt or the appropriate certificate of authority to Molandco Design, Inc.

**BASIS FOR ACTION:** Unlicensed practice of architecture and engineering.

### **JERRY HAYNES, Not Registered**

Hollister, Missouri

On March 5, 2000, Mr. Haynes entered into a Consent Injunction, Order and Final Judgment prohibiting him from practicing architecture, professional engineering or professional land surveying until he is properly licensed by the Board.

**BASIS FOR ACTION:** Unlicensed practice of architecture, professional engineering and professional land surveying.

### **GARY GOZA, Not Registered**

Washington, Missouri

On September 26, 2000, Mr. Goza was permanently enjoined from the practice of professional land surveying. Mr. Goza is also to pay full restitution to the victims and pay additional money to the Merchandising Practice Revolving Fund of Missouri.

**BASIS FOR ACTION:** Unlicensed practice of professional land surveying and the use of the seal and signature of a registered land surveyor without permission.

### **LARUE CONSTRUCTION, L.L.C., Not Registered**

Republic, Missouri

On September 22, 2000, the Circuit Court issued its Final Order and Judgment Granting Preliminary and Permanent Injunction against LaRue Construction, L.L.C. restraining and enjoining them from offering to engage or engaging in the practice of professional engineering unless and until it obtains a current and valid certificate of authority certifying that it has been duly authorized to practice professional engineering in the State of Missouri.

**BASIS FOR ACTION:** Unlicensed practice of professional engineering.

### **JOSEPH L. LAROSE, Not Registered**

Springfield, Missouri

On October 4, 2000, Mr. LaRose was permanently enjoined from practice and was ordered to reimburse the Board for expert witness fees.

**BASIS FOR ACTION:** Unlicensed practice of engineering.

*Continued on Page 16*

## Injunctions Continued

*Continued from Page 15*

**MARVIN W. WOLF, Not Registered**  
**d/b/a DIVERSIFIED DEVELOPMENT DESIGN &**  
**ASSOCIATES, PROFESSIONAL BUILDING SYS-**  
**TEMS, INC., Not Registered**  
St. Louis, Missouri

On January 28, 2000, Mr. Wolf agreed to a preliminary and permanent injunction by consent prohibiting him and his company from practicing professional engineering.

**BASIS FOR ACTION:** Mr. Wolf revised previously prepared engineering plans and affixed the seal and signature of a professional engineer to the plans.

**SAMUEL L. WALZ, LS-2139**  
Branson, Missouri

On October 23, 1997, Mr. Samuel L. Walz entered into a Consent Judgment wherein he agreed to reimburse client fees received during his period of unlicensed practice.

**BASIS FOR ACTION:** Unlicensed practice of land surveying. (Note: Mr. Walz renewed his license to practice on November 9, 1997.)

**MART HENIGMAN, Not Registered**  
Lake Ozark, Missouri

On March 8, 1996, Mr. Mart Henigman was permanently enjoined from engaging in or offering to engage in the practice of architecture without a license.

**BASIS FOR ACTION:** Unlicensed practice of architecture.

**CONRAD ARELLANO, Not Registered**  
**d/b/a CENTRUM GROUP**  
Branson, Missouri

On December 17, 1998, Mr. Conrad Arellano was preliminarily and permanently enjoined from engaging in the practice of architecture as defined in Chapter 327 and the regulations promulgated thereunder until, and unless, he obtains a license in the State of Missouri to practice architecture. It was further ordered that Mr. Arellano make restitution to two clients totaling \$3,910.00. In addition, he is to reimburse the Board for investigation costs, attorneys' fees and costs incurred in this action.

**BASIS FOR ACTION:** Unlicensed practice of architecture.

**NEIL SHELTON, Not Registered**  
Willow Springs, Missouri

On March 11, 1999, Mr. Neil Shelton entered into a Joint Order for Permanent Injunction and Judgment whereby he agreed, in accordance with § 327.281, not to engage in any conduct for which a license to practice as a land surveyor is required by Chapter 327, unless he is issued a certificate of registration to practice as a land surveyor by the Board.

**BASIS FOR ACTION:** Unlicensed practice of land surveying.



***DID YOU KNOW...*** You can download the Board's regulations, fee information, examination dates, current list of educational activities preapproved for Land Surveying PDU credits, etc. from the Board's website at [www.ecodev.state.mo.us/pr/moapels](http://www.ecodev.state.mo.us/pr/moapels). The application forms are coming soon. To download the information:

Go to [www.ecodev.state.mo.us/pr/moapels](http://www.ecodev.state.mo.us/pr/moapels)

Click the appropriate button

Click the information required

You will then be able to download each item (either PDF or Word)

By going to the Board's website, you can also view licensure information, previous issues of DIMENSIONS, staff names, links to important sites and other information related to the Board.

Please take a minute to review the website and see what information you could use. The website is updated regularly, so keep an eye out for more applications to be available soon.

***DID YOU KNOW...*** In Missouri an architect, professional engineer and/or professional land surveyor is required to affix his or her signature through his or her personal seal and to place the original date under the seal. And this is to be done, at the minimum, to the original of each sheet in a final set of plans, drawings, specifications, estimates, reports, and other documents which were prepared by the architect, engineer and/or land surveyor or under the architect, engineer and/or land surveyor's supervision. For more information, see Board Rules 4 CSR 30-3.020, 4 CSR 30-3.030 and 4 CSR 30-3.040 and Section 327.411 on our web site.



***DID YOU KNOW...*** If the plan is not completed, the phrase, "Preliminary-not for construction," or similar language shall be placed in an obvious location on the drawing. For more information, see Board Rules 4 CSR 30-3.020, 4 CSR 30-3.030 and 4 CSR 30-3.040 on our web site.

## EXAMINATION SCHEDULE

### Professional Engineer Exam Dates

<u>Exam Date</u>	<u>Application Due Date</u>	<u>Evaluation Filing Deadline</u>	<u>Re-Exam Filing Deadline</u>
April 20, 2001	January 19, 2001	November 20, 2000	March 1, 2001
October 26, 2001	July 30, 2001	May 30, 2001	August 31, 2001
April 19, 2002	January 18, 2002	November 20, 2001	March 1, 2002

### Engineer Intern Exam Dates

<u>Exam Date</u>	<u>Application Due Date</u>	<u>Evaluation Filing Deadline</u>	<u>Re-Exam Filing Deadline</u>
April 21, 2001	March 7, 2001	November 21, 2000	March 1, 2001
October 27, 2001	September 11, 2001	May 30, 2001	August 31, 2001
April 20, 2002	March 6, 2002	November 20, 2001	March 1, 2002

### Land Surveyor Exam Dates

<u>Exam Date</u>	<u>Application Due Date</u>	<u>Re-Exam Filing Deadline</u>
April 20, 2001	January 19, 2001	March 1, 2001
October 26, 2001	July 30, 2001	August 31, 2001
April 19, 2002	January 18, 2002	March 1, 2002

### Land Surveyor-in-Training Exam Dates

<u>Exam Date</u>	<u>Application Due Date</u>	<u>Re-Exam Filing Deadline</u>
April 21, 2001	January 19, 2001	March 1, 2001
October 27, 2001	July 30, 2001	August 31, 2001
April 20, 2002	January 18, 2002	March 1, 2002

## CALENDAR

May 6, 7 & 8, 2001  
Board Meeting, Lake Ozark, MO

August 26, 27 & 28, 2001  
Board Meeting, Kansas City, MO

November 4, 5 & 6, 2001  
Board Meeting, Springfield, MO

February 3, 4 & 5, 2002  
Board Meeting, Jefferson City, MO





## **MOVING? PLEASE NOTIFY THE BOARD OFFICE OF YOUR NEW ADDRESS.**

**Name:** \_\_\_\_\_  
**Profession:** \_\_\_\_\_  
**License Number:** \_\_\_\_\_  
**Old Address:** \_\_\_\_\_  
**New Address:** \_\_\_\_\_  
(P.O. Box must be accompanied  
by your physical address) \_\_\_\_\_  
**Signature:** \_\_\_\_\_  
**Date:** \_\_\_\_\_

Mail to:

Missouri Board for Architects, Professional Engineers and Professional Land Surveyors  
P.O. Box 184  
Jefferson City, MO 65102

**Governor**  
The Honorable Bob Holden

**Department of Economic Development**  
Joseph L. Driskill, Director

**Division of Professional Registration**  
Marilyn Taylor Williams, Director

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